

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Panchayat Raj and Rural Development Department - Sri Moode Nagaraju Naik, Assistant Engineer, O/o DEE RWS&S, Madanapalle RWS&S Sub-Division - Allegations of violation of APCS (Conduct) Rules, 1964 - Departmental proceedings initiated under Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 - Article of Charges - Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.RT.No. 315

Dated:31 .03 .2015

Read

ORDER:

It is proposed to hold an inquiry against Sri Moode Nagaraju Naik, Asst. Engineer, R.W.S.&S., Madanapalle, Chittoor District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri Moode Nagaraju Naik, Asst. Engineer, R.W.S.&S., Madanapalle, Chittoor District is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri Moode Nagaraju Naik, Asst. Engineer, R.W.S.&S., Madanapalle, Chittoor District is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Moode Nagaraju Naik, Asst. Engineer, R.W.S.&S., Madanapalle, Chittoor District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (CCA) Rules, 1991 or the order/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri Moode Nagaraju Naik, Asst. Engineer, R.W.S.&S., Madanapalle, Chittoor District is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri Moode Nagaraju Naik, Asst. Engineer, R.W.S.&S., Madanapalle, Chittoor District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE ANDHRA PRADESH)

DR. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (PR&RWS)

To,
Sri Moode Nagaraju Naik, Assistant Engineer, RWS&S, Office of the Dy. E.E.,

RWS&S., Madanapalle Sub-Division, Chittoor District **through** the Engineer - in-Chief, RWS&S, A.P., Hyderabad.

The Engineer-in-Chief, RWS&S, A.P., Hyderabad (with a request to serve and return the acknowledged copy and W.S.D.).

Copy to:

The Director General, Anti-Corruption Bureau, A.P., Hyderabad.

The Secretary, A.P. Vigilance Commission, Hyderabad.

The PR&RD (Estt.II) Department.

Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER.

ANNEXURE-I

ARTICLE OF CHARGES FRAMED AGAINST SRI MOODE NAGARAJA NAIK, 34 YEARS S/O. VASTRAM NAIK, ASSISTANT ENGINEER, RWS&S, O/O DY. EE, RWS&S, MADANAPALLE, CHITTOOR DISTRICT.

That Sri Moode Nagaraja Naik, 34 years, S/o Vastram Naik Assistant Engineer, RWS&S having joined in Government service as Assistant Engineer, RWS&S and posted to Baireddypalle on 26.06.2011. He worked in the above capacity at Baireddypalle and Madanapalle. He worked on deputation at Madanapalle RWS&S Sub-Division from 14.07.2011 to 23.01.2014. While working in the above capacity at Madanapalle he has committed grave misconduct in as much as he unauthorizedly utilized the services of private person in Government premises and there by failed to maintain absolute integrity violating A.P. Civil Services (Conduct) Rules, 1964.

Thus, Sri Moode Nagaraja Naik, 34 years, S/o Vastram Naik, Assistant Engineer, RWS&S, Madanapalle by his above mentioned act has exhibited lack of integrity, devotion to duty, conduct unbecoming of a Government servant and thereby contravened Rule 3(1) & (2) of AP Civil Services (Conduct) Rules, 1964.

DR. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (PR&RWS)

SECTION OFFICER.

ANNEXURE -II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLES OF CHARGES FRAMED AGAINST SRI MOODE NAGARAJA NAIK, ASSISTANT ENGINEER, RWS&S, O/O. DY.EE RWS&S, MADANAPALLE, CHITTOOR DISTRICT.

That Sri Moode Nagaraja Naik, 34 years S/o Vastram Naik, Assistant Engineer, RWS&S, O/o Dy. EE RWS&S, Madanapalle, Chittoor District is a native of Dadhineni Tanda, Penchupadu Post, Madanapalle. His date of birth is 10.06.1979. He entered into Government service as AE, RWS&S and posted to Baireddypalle on 26.06.2011. His date of retirement on attaining the age of superannuation is 30.06.2039. He is drawing a basic pay of Rs. 15280/- with time scale of pay Rs. 15,700/- to 40,150/-. He is here- in-after referred to as Government Servant.

CHARGE:

The Government Servant Sri Moode Nagaraja Naik, has failed to submit the Annual Property Returns to the competent authority and unauthorizedly utilized the services of private person in Government premises and there by failed to maintain integrity violating APCS (Conduct) Rues, 1964.

FACTS AND EVIDENCES :-

Basing on the complaint of G.R Ravindra Reddy case in Cr. No. 01/RCT-TCT/2014 U/Sec 7 of PC Act, 1988 was registered in ACB, Tirupati Range, Tirupati.

During the course of investigation, the Government Servant Sri Moode Nagaraja Naik, along with P. Nagaraj Private assistant of Moode Nagaraja Naik was trapped when he demanded and accepted the tainted amount of Rs.7,000/- with his left hand and handed over to the P.Nagaraja, who took it with right hand and counted with both hands and kept it in the trousers' left side pocket.

During the investigation it came to know that the Government servant Sri Moode Nagaraja Naik, AE utilized the services of one Sri P. Nagaraj unauthorisedly in the Government premises and thereby failed to maintain absolute integrity violating APCS (Conduct) Rules,1964.

The facts and material gathered reveals that the Government Servant Sri Moode Nagaraja Naik, S/o Vastram Naik by his above mentioned act has exhibited lack of integrity, devotion to duty and conduct, unbecoming of Government Servant and thereby contravened Rule 3(1) & (2) of AP Civil Services (Conduct) Rules, 1964.

Thus the Government Servant has therefore rendered himself liable for regular departmental Action for major penalty.

DR. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (PR&RWS)

SECTION OFFICER.

ANNEXURE III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGASINT
SRI MOODE NAGARAJA NAIK, ASSISTANT ENGINEER, RWS&S, O/O. DY. EE
RWS&S, MADANAPALLE, CHITTOOR DISTRICT ARE PROPOSED TO BE SUSTAINED

1. Letter No.Supdt/133/ACB/2014 dt: 17.05.2014 of Superintending Engineer, RWS&S Circle, Chittoor.
2. Copy of FIR in Cr.No.01/RCT-TCT/2014, Tirupati Range, Tirupati.
3. Copy of mediators report-II drafted on 23.01.2014 from 11.05 hrs to 16.10 hrs at the O/o Dy. E.E RWS&S Madanapalle, Chittoor District.

DR. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (PR&RWS)

SECTION OFFICER.

ANNEXURE IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI MOODE NAGARAJA NAIK, ASSISTANT ENGINEER, RWS&S, O/O. DY. EE, RWS&S, MADANAPALLE, CHITTOOR DISTRICT ARE PROPOSED TO BE SUSTAINED

1. Sri G.S Sharma, Executive Engineer, RWS&S Division, Chittoor.
2. Sri M.Raja Rao, Dy. Superintendent Of police, ACB Tirupati Range, Tirupati.
3. Sri. K. Chandrasekhar, Inspector of Police, ACB, Tirupati Range, Tirupati.
4. Sri K. Siva Prasad, Senior Assistant Government Junior College, Vadamalapeta Chittoor district .
5. Sri S. Raju Bhasker, Physical Director, Government Junior College, Papanaidupeta, Yerpedu mandal of Chittoor district.

DR. K.S. JAWAHAR REDDY
SECRETARY TO GOVERNMENT (PR&RWS)

SECTION OFFICER.